

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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BHPC ASSOCIATES LLC,

Plaintiff

v.

Civil Action No. 11 Civ 7413(DAB)

PS BRANDS, LLC

and

DOLLAR TREE STORES, INC.

Defendants

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NOTICE OF DISMISSAL WITH PREJUDICE

Plaintiff, BHPC Associates LLC, by its undersigned attorneys and pursuant to Federal Rules of Civil Procedure 41(a)(1)(i), hereby gives notice of the dismissal of the above-captioned action, with prejudice, with each party to bear its own attorney's fees, costs and expenses.

DATED: December 7, 2011

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